IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

PRESENT:

**THE HON'BLE SMT JUSTICE T.MEENA KUMARI**

**&**

**THE HON'BLE SRI JUSTICE G.CHANDRAIAH**

**WRIT PETITION NO :1339 of 2007**

**DATED:5.9.2007**

Between:

Union of India rep by the secretary, Govt of India, Ministry of Finance & others

**..... PETITIONERs**

AND

M.Prema

**.....RESPONDENT**

**THE HON'BLE SMT JUSTICE T.MEENA KUMARI**
**&**
**THE HON'BLE SRI JUSTICE G.CHANDRAIAH**

**WRIT PETITION NO:1339 OF 2007**

ORDER: (Per the Honourable Smt.Justice T.Meenakumari)

The petitioners have filed the present writ petition seeking to call for the records pertaining to the order dated 9.10.2006 in O.A.No:198 of 2006 of the Tribunal and set aside the same.

The respondent is the applicant. Originally, on the O.A. filed by the applicant challenging the inaction of the respondents in considering her case for grant of temporary status and the consequential absorption in the group D (Sepoy Cadre) in the Directorate of Revenue Intelligence, Department of Revenue, Ministry of Finance and seeking a direction to the respondents to that effect, the tribunal having observed that the learned counsel appearing on behalf of the respondents admitted before the tribunal that the applicant is eligible for being conferred with grant of temporary status from the date on which she had completed one year of continuous service as casual labour as envisaged under the scheme dated 10.9.1993 and it is an admitted fact that the applicant was on the rolls of the respondent-organisation as on the date of introduction of the scheme (10.9.1993) and therefore, non conferment of temporary status from the date on

which she had completed one year of service as casual labour, is anomalous, directed the respondents to confer temporary status to the applicant from the date on which she had completed one year of continuous service as casual labour, within a period of three months from the date of issue of the order and consider the case of the applicant for regularization as group-D subject to availability o vacancy. Having aggrieved by the same, the present writ petition is preferred by the respondents.

Heard the learned Assistant Solicitor General for respondents and the learned counsel for the applicant and perused the entire material available on record as well as the order impugned.

There is no dispute as to the existence of the applicant on the rolls of the respondent-organization as on the date of introduction of the scheme (10.9.1993), which was apparent on the face of the record.

There cannot be any dispute as to the submission made by the learned counsel for the respondents before the tribunal that the applicant is eligible for being conferred with grant of temporary status from the date on which she had completed one year of continuous service as casual labour as envisaged under the scheme dated 10.9.1993.

In the present facts and circumstances of the case and in view of the existence of the applicant on the rolls of the organization as on the date of the introduction of the scheme in question and in view of the completion of one year service, We feel that the tribunal is justified in passing the order impugned.

We see no merits in this writ petition and the same is liable to be dismissed.

Accordingly, this writ petition is dismissed. No costs.

However, on the submission made by the learned Assistant Solicitor General as to the extension of time to comply with the order, time is granted for a period of three months from the date of this order to comply with the order impugned.

(JUSTICE T.MEENAKUMARI)

5th September, 2007

(JUSTICE G.CHANDRAIAH)

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**THE HON'BLE SMT. JUSTICE T.MEENA KUMARI**
**&**
**THE HON'BLE SRI JUSTICE G.CHANDRAIAH**

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**WRIT PETITION NO:1339 of 2007**
**(Order delivered by the Honourable Smt.Justice T.Meena Kumari)**

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**5th September, 2007.**

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